GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Police – Revision Petition of Sri A.Lokeswara Rao, ARPC-792 of Visakhapatnam City against the punishment of "PPI for 2 years with effect on future increments and pension" – Punishment modified to that of "PPI for 2 year without effect on future increments and pension" - Orders - Issued.

HOME (SERVICES.II) DEPARTMENT

G.O.RT.No. 833 Dated: 10-09-2018

Read the following:-

1. Revision Petition from A.Lokeswara Rao, ARPC-792/VS, CAR, Visakhapatnam City, dated: 14-12-2017.
2. Govt.Memo.No.3667 (P)/Ser.II/A2/2017, dated: 21-12-2017.
3. From the Director General of Police, Andhra Pradesh, Mangalagiri, Lr.Rc.No.38/T3/2018, dated: 29-06-2018.

ORDER:

In the reference 3rd read above, the Director General of Police, Andhra Pradesh has stated that the Commissioner of Police, Visakhapatnam City vide his letter dated: 23-02-2018 has informed that Sri A.Lokeswara Rao, ARPC-792 of Visakhapatnam City was handed upon with a Major Charge under Rule 20 of APCS (CCA&A) Rules 1991, by the Commissioner of Police, for the following delinquency:-

> "Sri Tadi Siva Rama Krishna, ARPC 2610, CAR, Visakhapatnam City, has stated that in the year 2005, the Government Servant took an amount of Rs.25000/- from him on the pretext to provide a job to his wife in the judicial department. But neither he provided a job nor returned the amount. Whenever, he asked to return the amount, and then the Government Servant dillydallied the matter on some pretext or other. On 29-04-2009 at about 3 PM, the Government Servant telephoned to the ARPC 2610, that he would return the amount, if he comes to Wipro junction within 10 minutes, otherwise the amount might be spent. On that, ARPC 2610, went to the Wipro bus-stop junction. The Government Servant came to the spot with a lady and talked with the said ARPC. In the meanwhile, the lady gave an amount of Rs.20000/-to him and said that the remaining amount of Rs 5000/- would be paid after two months. The said ARPC demanded the Government Servant to pay the entire amount of Rs.25000/-.On that, the Government Servant questioned the said ARPC that had he having any proof /promissory note for the said amount? Later the Government Servant ready to leave the place with the lady. When the said ARPC stopped the Government Servant for payment of the entire amount, then the Government Servant and the lady insulted the said ARPC by caste. Further, the Government Servant hit the said ARPC and as a result he received bleeding injuries.
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> On the complaint of Sri Tadi Siva Rama Krishna, ARPC-2610, CAR Visakhapatnam City, Case vide Cr.No.185/2009 u/s420,324 r/w 34 IPC and Sec.3 [i] [x] of SC/ST [POA] Act, 1989 was registered at IV Town P.S. VSP City against the Government Servant.
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> All the witnesses viz., S/Sri K.Sankara Rao, P.Peddi Raju, R.Suryanarayana, G. Siva Prasad, stated that the Government Servant is in the habit of taking money on the pretext that he would provide jobs and etc. and failing to provide the jobs / return the amount.
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> That by indulging in such act of the Government Servant contravened Rule 3 of the A.P. Civil Service [Conduct] Rules, 1964.

[P.T.O]

Charge:

"The Government Servant exhibited gross misconduct in taking an amount of Rs. 25,000/- from one Tadi Siva Rama Krishna, ARPC 2610/VS of CAR, VSP City for providing a job to his wife in Judicial Department. When asked to return the amount, the Government Servant quarreled with him and abused his caste. In this connection, a Criminal case registered against him vide Cr.No.185/2009 u/s420, 324 r/w 34 IPC and Sec.3 [i] [x] of SC/ST [POA] Act,1989 at IV Town P.S. Visakhapatnam City and he was arrested on 30.04.2009."

2. The Commissioner of Police, Visakhapatnam City, duly following the procedure laid down in APCS [CC&A] Rules, 1991 has awarded the Punishment of "PPI for two years with effect on future increments and pension", treating the suspension period from 30-04-2009 to 19-01-2011 as 'Not on Duty' vide Proceedings C.No.6/PR/2009 [D.O.No.410/2015], Dated: 27-06-2015.

3. The Appeal Petition of the above PC was considered and 'rejected' by the Director General of Police, A.P., Hyderabad vide Proceedings D.Dis.No.1033/ T3/2015, Dated: 09-02-2016.

4. Aggrieved by the above orders, the Charged PC in the reference 1st read above, has filed a Revision Petition before the Government, requesting to set aside the punishment of 'PPI for 2 years without effect on future increments and pension'.

5. Government, after careful examination of the matter, with reference to the records made available, hereby modified the punishment of "PPI for 2 years with effect on future increments and pension" imposed on Sri A.Lokeswara Rao, ARPC-792 of Visakhapatnam City to that of "PPI for two years without effect on future increments and pension" continuing the suspension period from 30.04.2009 to 19.01.2011 as 'Not on Duty'

7. The Director General of Police, Andhra Pradesh is requested to take necessary further action in the matter accordingly. The records received through the letter 3rd read above are returned herewith and receipt of the same should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R.ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police,
Andhra Pradesh, Mangalagiri. (with records)
The Commissioner of Police, Visakhapatnam City.
The individual through the DGP, A.P.
SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER